

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
at CHATTANOOGA

BOBBY GENE NEELEY, JR., )  
Petitioner )  
v. ) No. 1:12-cv-108  
WARDEN CHERRY LINDAMOOD, ) Chief Judge *Curtis L. Collier*  
Respondent )

**MEMORANDUM**

Petitioner Bobby Gene Neeley, Jr., (“Petitioner”) filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. 2254 (Court File No. 1). On April 18, 2010, Petitioner was given thirty (30) days to provide the Court with the \$5.00 filing fee or submit an *in forma pauperis* application. Petitioner was notified that failure to comply with the Court’s order would result in the case being dismissed for want of prosecution.

Petitioner has failed to pay the \$5.00 filing fee or submit an *in forma pauperis* application. Therefore, this action will be **DISMISSED sua sponte**, for failure to comply with the orders of this Court. Fed. R. Civ. P. 41(b); *Jourdan v. Jabe*, 951 F.2d 108 (6th Cir. 1991).

An appropriate judgment will enter.

/s/  
CURTIS L. COLLIER  
CHIEF UNITED STATES DISTRICT JUDGE